

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

RB2/18/03

No. 03-1016

Cleary

vs.

Kyler, et al.

John Cleary, Appellant

(Middle District of Pennsylvania Civil No. 00-cv-02125)

FILED  
HARRISBURG  
FEB 13 2003  
MARY E. D'ANDREA, CLERK  
Per RB  
DEPUTY CLERK

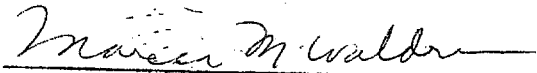
O R D E R

Pursuant to Rule 3(a) of the Federal Rules of Appellate Procedure and Third Circuit LAR 3.3 and Misc. 107.1(a),

It is O R D E R E D that the above-entitled case is hereby dismissed for failure to timely prosecute,

It is FURTHER O R D E R E D that a certified copy of this order be issued forthwith as the mandate.

A True Copy:



Marcia M. Waldron,  
Clerk

For the Court,



Clerk

Date: February 13, 2003

cc:

Mr. John Cleary  
Raymond W. Dorian, Esq.

MARCIA M. WALDRON  
CLERK

OFFICE OF THE CLERK  
**UNITED STATES COURT OF APPEALS**  
FOR THE THIRD CIRCUIT  
21400 UNITED STATES COURTHOUSE  
601 MARKET STREET  
PHILADELPHIA 19106-1790

TELEPHONE  
215-597-2995

Middle-Harrisburg Clerk of District Court  
(District)

Date February 13, 2003

Cleary v. Kyler  
(Caption)

C. of A. No. 03-1016

John Cleary  
(Appellant)

00-cv-02125  
(D.C. No.)

Enclosures:

February 13, 2003 Certified copy of C. of A. Order by the Clerk  
(Date)

\_\_\_\_\_ Released (Record) (Supplemental Record - First - Second - Third)

\_\_\_\_\_ Copy of this form to acknowledge receipt and return to C. of A.

\_\_\_\_\_ Record not released at this time until appeal(s) closed at No.(s) \_\_\_\_\_

\_\_\_\_\_ Please forward Certified List in Lieu of Record to this office.

\_\_\_\_\_ The certified copy of order issued as the mandate on \_\_\_\_\_  
is recalled.

Lynn Lopez (267)-299- 4922  
Deputy Clerk Telephone Number

Receipt Acknowledge:

\_\_\_\_\_  
(Name)

\_\_\_\_\_  
(Date)

Rev. 3/13/00  
Appeals (Certified List in Lieu of Record)